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PATENT
Attorney Docket No. 102.0003-04000
Customer No. 22882
Express Mail Label No. EJ123009717US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Gary Karlin Michelson, M.D.)
Serial No.: (Cont. of 08/484,927)) (Group Art Unit: 3731)
Filed: July 27, 2000) (Examiner: U. Ho)
For: Apparatus and Method for)
Inserting Spinal Implants)

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

CERTIFICATE OF MAILING VIA U.S. EXPRESS MAIL

Express Mail@ Mailing Label No. EJ123009717US
Date of Deposit: July 27, 2000

I hereby certify that:

1. Rule 1.53(b) Continuation Application Transmittal Form (in duplicate)
2. Copy of prior application as filed including Declaration and drawings
3. 24 sheets formal drawings (8.5 x 11 paper; Figs. 1-18)
4. new Revocation of Original Power of Attorney and Grant of New Power of Attorney
5. Information Disclosure Statement with Form PTO-1449
6. Check in the amount of \$690.00 (filing fee)
7. Self-addressed stamped return postcard receipt

are being deposited with the United States Postal Service Express Mail Post Office to Addressee with sufficient postage under 37 C.F.R. § 1.10 on the date indicated above and are addressed to:

Assistant Commissioner for Patents
Washington, D.C. 20231

Date: July 27, 2000


Sandra L. Blackmon

14500 Avion Parkway, Suite 300
Chantilly, VA 20151-1101
Telephone: (703) 679-9300
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ASSISTANT COMMISSIONER FOR PATENTS
Washington, D.C. 20231

Prior Application: Art Unit: 3731
Examiner: U. Ho

Hof
DB

SIR: This is a request for filing a

☒ Continuation ☐ Continuation-in-Part ☐ Divisional Application under 37 C.F.R. § 1.53(b) of pending prior application Serial No. 08/484,927 filed June 7, 1995 of Gary Karlin Michelson, M.D. for Apparatus And Method For Inserting Spinal Implants.

1. ☒ Enclosed is a complete copy of the prior application including the oath or Declaration and drawings, if any, as originally filed. I hereby verify that the attached papers are a true copy of prior application Serial No. 08/484,927 as originally filed on June 7, 1995.
2. ☐ Enclosed is a substitute specification under 37 C.F.R. § 1.125.
3. ☒ Cancel Claims 2-106.
4. ☐ A Preliminary Amendment is enclosed.
5. ☒ The filing fee is calculated on the basis of the claims existing in the prior application as amended at 3 and 4 above.

Basic Application Filing Fee					\$690	\$ 690.00
	Number of Claims		Basic	Extra Claims		
Total Claims	1	-	20	0	x \$18	0
Independent Claims	1	-	3	0	x \$78	0
[] Presentation of Multiple Dep. Claim(s)					+\$260	0
Subtotal						\$ 690.00
Reduction by 1/2 if small entity						- 0
TOTAL APPLICATION FILING FEE						\$ 690.00

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6. ☒ A check in the amount of \$690.00 to cover the filing fee is enclosed.
7. ☒ The Commissioner is hereby authorized to charge any fees which may be required including fees due under 37 C.F.R. § 1.16 and any other fees due under 37 C.F.R. § 1.17, or credit any overpayment during the pendency of this application to Deposit Account No.50-1068.
8. ☒ Amend the specification by inserting before the first line, the sentence:

--This is a ☒ continuation ☐ divisional of application Serial No. 08/484,927, filed June 7, 1995, which is a divisional of application Serial No., 08/074,781, filed June 10, 1993, now U.S. Patent No. 5,484,437, issued January 16, 1996, all of which are incorporated herein by reference.--.
9. ☒ New formal drawings are enclosed.
10. ☒ The prior application is assigned of record to: Karlin Technology, Inc. on June 10, 1993 at Reel 6600, Frame 322.
11. ☐ Priority of application Serial No. _____, filed on _____ in _____ (country) is claimed under 35 U.S.C. § 119. A certified copy

☐ is enclosed or ☐ is on file in the prior application.
12. ☐ A verified statement claiming small entity status

☐ is enclosed or ☐ is on file in the prior application.
13. ☒ The power of attorney in the prior application is to at least one of the following: MARTIN & FERRARO, LLP; Thomas H. Martin, Reg. No. 34,383; Amedeo F. Ferraro, Reg. No. 37,129; and Todd M. Martin, Reg. No. 42,844.
14. ☐ The power appears in the original declaration of the prior application.
15. ☒ Since the power does not appear in the original declaration, a new Revocation of Original Power of Attorney and Grant of New Power of Attorney is enclosed.
16. ☒ Please address all correspondence to:

Customer No. 22882
MARTIN & FERRARO, LLP
14500 Avion Parkway, Suite 300
Chantilly, Virginia 20151-1101



004220-9692960

17. ☐ Recognize as associate attorney _____
(name, address & Reg. No.)

18. ☒ Also enclosed is an Information Disclosure Statement with Form PTO-1449.

PETITION FOR EXTENSION. If any extension of time is necessary for the filing of this application, including any extension in the parent application, serial no. 08/484,927, filed June 7, 1995, for the purpose of maintaining copendency between the parent application and this application, and such extension has not otherwise been requested, such an extension is hereby requested, and the Commissioner is authorized to charge necessary fees for such an extension to our Deposit Account No.50-1068. A duplicate copy of this paper is enclosed for use in charging the deposit account.

Respectfully submitted,

MARTIN & FERRARO, LLP

Dated: July 27, 2000

By: Thomas H. Martin
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